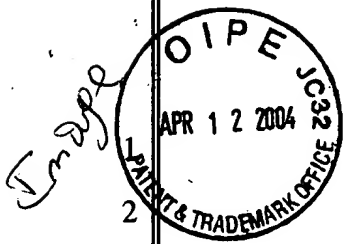


04-13-04

GP 2834



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT DIVISION

RESPONSE/AMENDMENT

Applicant: Bruce A. Jennings ) April 11, 2004  
Appl. No.: 09/848,789 ) Attorney Docket No. RAR358.01  
Filing Date: 05/04/2001 ) Group Art Unit 2834  
Title: Annular Electro-Mechanical Battery ) Examiner: Tamai, Karl I.

HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS  
Alexandria, VA 22313-1450

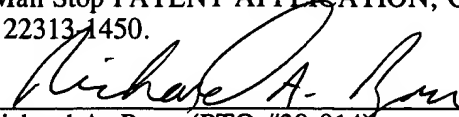
In response to the communication from the Examiner dated October 10, 2003, applicant respectfully requests that the following amendments be entered pursuant to the provisions of 37 C.F.R. §§ 1.111 and 1.115, and reconsideration of the amended application be considered in light of the following:

1. The Examiner's Office Action dated October 10, 2003, provided for a three (3) month shortened statutory period, which expired January 10, 2004. This response/amendment is being filed on April 12, 2004, which is believed to be within the three month extension period in which to file a response/amendment (April 10, 2004 being a Saturday and April 12, 2004 being the Monday immediately following). As a result, a three month extension fee of \$475.00 is included herewith for the three month extension of time for a small entity.

Certificate of Express Mailing - 37 C.F.R. § 1.10

Express Mail Label No.: ER189264940US Date of Deposit: 4/12/2004

I hereby certify that the papers and/or fees identified in this letter are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Richard A. Ryan (PTO #39,014)

1           2. The following materials are enclosed herewith to comply with the Revised  
2 Amendment Practice set forth in 37 CFR § 1.121:

3           a. Amendments to the Claims are reflected in the listing of claims which begin on page  
4 3 of this Response/Amendment

5           b. Remarks/arguments begin on page 12 of this Response/Amendment.

6           3. Kindly also admit the document entitled "Submission of Proposed Drawing  
7 Amendment for Approval by Examiner" and the attached copy of the amended drawing sheet for FIG.  
8 4a. These papers were filed as a separate paper on April 12, 2004, in accordance with the provisions  
9 of 37 C.F.R. § 1.123. Copies of these papers are attached hereto.

10           4. Kindly admit the document entitled "Rule 132 Declaration" by Bruce Jennings,  
11 signed by Mr. Jennings on April 11, 2004. The original of Mr. Jennings' declaration is attached  
12 hereto and incorporated herein.

13  
14           Summary of Claims:

15           Kindly amend claims 1, 4, 13, 17 and 20;

16           Kindly cancel claims 2, 3, 18, 19 and 28-47; and

17           Kindly add new claims 48-69.

18  
19  
20           Title:

21           Kindly amend the title from "Annular Electro-Mechanical Battery" to "Electro-  
22 Mechanical Battery".



Applicant's Docket No. RAR358.01

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Bruce A. Jennings

Serial No.: 09/848,789

Filed: 05/04/2001

For: Annular Electro-Mechanical Battery

Group No.: 2834

Examiner: Tamai, Karl I.

**Mail Stop Patent Application**

**Commissioner for Patents**

**P.O. Box 1450**

**Alexandria, VA 22313-1450**

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.

**STATUS**

2. Applicant is a small entity. A small entity statement was previously filed.

**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.  
Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three (3) months:

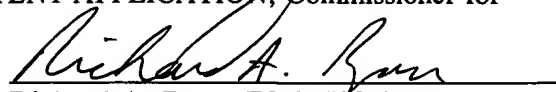
Fee: \$475.00

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Certificate of Express Mailing - 37 C.F.R. § 1.10

Express Mail Label No.: ER189264940US Date of Deposit: 4/12/2004

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Richard A. Ryan (PTO #39,014)

## FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. Section 1.16(b)-(d)) has been calculated as shown below:

	(Col.1)		(Col. 2)	(Col. 3)	NON-SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	43	Minus	47	= 0	x \$18=	\$ 0
Indep.	4	Minus	4	= 0	x \$86 =	\$ 0
First Presentation of Multiple Dependent Claim					+ \$290 =	\$ 0
					Total Addit. Fee	\$ 0

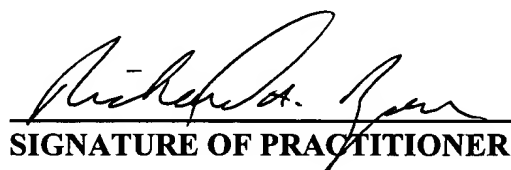
## PAYMENT

5. A check in the amount of \$475.00 is included herewith.

4/12/2004  
DATE

Reg. No. 39,014

Customer No.: 29762

  
SIGNATURE OF PRACTITIONER

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